

KIM LOCKWOOD et al,

Plaintiff

vs.

STATE FARM FIRE AND CASUALTY COMPANY,

Defendant

Case No. CIV-23-170-R

TRIAL DOCKET January 2024

SCHEDULING ORDER

Date 04/06/2023

Judge DAVID L. RUSSELL

Clerk KIRA MURPHEY

Appearing for Plaintiffs: Terry M. McKeever

Appearing for Defendant: Timila S. Rother and Andrew E. Henry

Jury Trial Demanded X

Non-Jury Trial

THE FOLLOWING DEADLINES ARE SET BY THE COURT

1. Motions to join additional parties to be filed w/i N/A. **testify and no exhibit will be admitted in any party's case in chief unless such witness or exhibit was included in the party's filed witness or exhibit list.**
2. Motions to amend pleadings to be filed w/i N/A.
3. (a) Plaintiff to file a final list of expert witness(es) in chief and submit expert reports to defendant by 09/11/2023.*
6. Discovery to be completed by 12/04/2023.
7. All dispositive and *Daubert* motions to be filed by 10/16/2023.
If the deadline for dispositive motions and *Daubert* motions precedes the discovery deadline, the parties are expected to conduct any discovery necessary for such motions in advance of the motion deadline.
4. (a) Plaintiff to file a final list of witnesses, together with addresses and brief summary of expected testimony where a witness has not already been deposed by 09/25/2023.*
8. Trial docket January 2024.**
****Trial dockets generally begin the second TUESDAY of each month; however, this practice varies, particularly during holidays. The published trial docket will announce the trial setting.**
- (b) Defendant to file a final list of expert witness(es) in chief and submit expert reports to plaintiff by 14 days thereafter.*
5. Plaintiff to file a final exhibit list by: 09/25/2023.* Defendant to file objections to Plaintiff's final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B), by 14 days thereafter.
Defendant to file a final exhibit list by 10/19/2023.* Plaintiff to file objections to Defendant's final exhibit list, under Fed. R. Civ. P. 26(a)(3)(B), 14 days thereafter.
9. Designations of deposition testimony to be used at trial to be filed by 12/22/2023. Objections and counter-designations to be filed by 12/29/2023.

***The listing of witnesses and exhibits shall separately state those expected to be called or used and those which may be called or used if the need arises. Except for good cause shown, no witness will be permitted to**

10. Motions in limine to be filed by 12/22/2023.
11. Requested voir dire to be filed by 12/27/2023.
12. Trial briefs (optional unless otherwise ordered) to be filed by ____.
13. Requested jury instructions to be filed on or before 12/22/2023.***
14. NON-JURY CASES ONLY: Proposed findings and conclusions of law to be filed no later than.
***** In addition to filing, the parties are encouraged, but not required, to submit their proposed jury instructions or finding of fact and conclusions of law in Word format to the Clerk via the Court's designated mail box: russell-orders@okwd.uscourts.gov**
15. Any objection or responses to the trial submissions referenced in 10, 11, 12, 13, or 14 to be filed within five (5) days thereafter.
16. Proposed final pretrial report, approved by all counsel, **and in full compliance** with Local Rules (see Appendix IV), together with a proposed order approving the report, to be submitted to the Court by 12/27/2023.
17. This case is referred to the following Court-sponsored ADR/settlement process or special trial track:
 ____ by agreement of the parties, with the approval of the Court:
 ____ by Order of the Court:
 ____ Mediation
 ____ Judicial Settlement Conference
 ____ Other _____
- If the case is referred to mediation or some other form of private ADR, the process shall be completed and a report filed with the Court by the parties, stating whether the case settled, not later than _____.
18. Except as may be otherwise specifically ordered by the assigned judge, this case will not be scheduled for a judicial settlement conference unless, within ten calendar days after the trial docket is published, the parties file a joint motion requesting a judicial settlement conference. The motion shall provide reasons justifying the commitment of court resources to the settlement process, and shall describe the reasons for which efforts to settle the case by other means have been unsuccessful.
19. _____ The parties consent to trial by a Magistrate Judge.
20. Initial disclosure pursuant to Fed. R. Civ. P. 26 has been made _____; is excused; or shall be made no later than _____.
21. Other:

BY ORDER OF THE COURT
 CARMELITA REEDER SHINN,
 CLERK
 By s/Kira Murphey
 Deputy Clerk